DECLARATORY

Improvement Res. No. 1096-1963

For the Vacation of the first alley north of Lower Huntington Road from the west property line of Bradbury Avenue to the east property line of the first alley west of Bradbury Avenue.

Resolution Adopted:

Feb. 20, 1963

Confirmed:

March 21, 1963

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

June 27, 1963

B.O. 218-'62

DECLARATORY RESOLUTION NO. 1096-1963

For the Vacation of the first alley north of Lower Huntington Road from the west property line of Bradbury Avenue to the east property line of the first alley west of Bradbury Avenue.

PLANS ORDERED:

ADOPTED: Feb. 20, 1963

ADVERTISE NOTICE TO PROPERTY OWNERS: Feb. 28 & March 7, 1963

HEARING ON CONFIRMATION: Thurs., March 21, 1963 3:30 p.m.

CONFIRMED: March 21, 1963

ASSESSMENT ROLL ORDERED: March 21, 1963

ASSESSMENT ROLL APPROVED: May 29, 1963

HEARING ON CONFIRMATION OF ASSESSMENT ROLL: Thurs., June 27, 1963, 3:30 p. m.

NOTICE SERVED: June 14, 1963

ASSESSMENT ROLL CONFIRMED: June 27, 1963

DECLARATORY RESOLUTION No. 1096 19 63

For the Vacation ~~Opening Condemnation of right of way for utility purposes~~ of the first alley north of Lower Huntington Road from the west property line of Bradbury Avenue to the east property line of the first alley west of Bradbury Avenue.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the first alley north of Lower Huntington Road from the west property line of Bradbury Avenue to the east property line of the first alley west of Bradbury Avenue.

All as shown by a plan of such proposed Vacation ~~Opening Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation ~~Opening Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation ~~Opening Condemnation of right of way for utility purposes~~ is described as follows: Lots 72, 73, 74 and 75, Elzey's 3rd Addition. Said addition inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

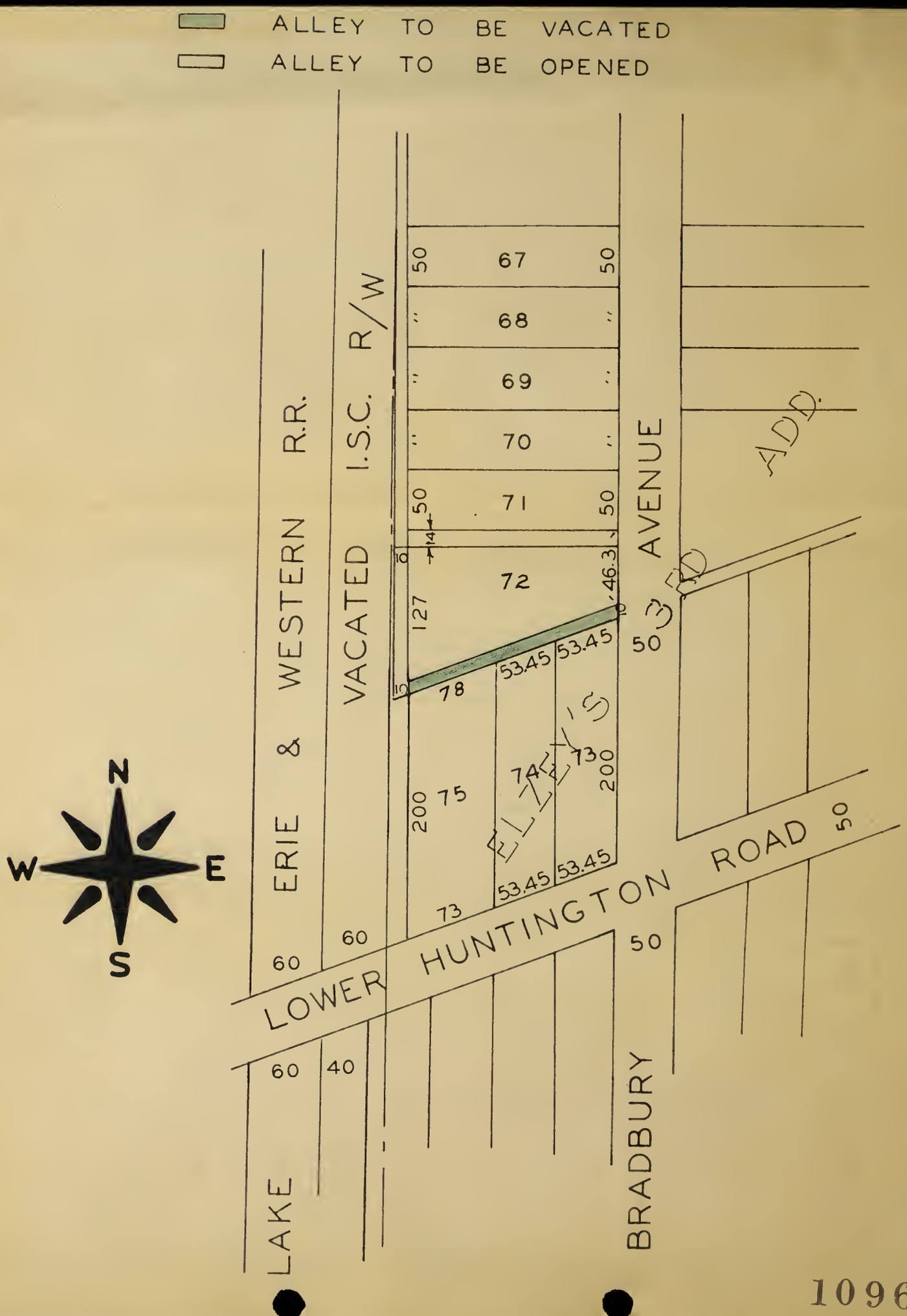
~~The vacation of the above described _____ shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.~~

All Streets, lots and lands affected by the above described vacation are situated in the south one-half of Section Twenty Eight, Township 30 North, Range 12 East and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 20 DAY OF February 1963.

Attest:
Secretary Board of Public Works.

Board of Public Works.


ALLEY TO BE VACATED
ALLEY TO BE OPENED
ERIE & WESTERN R.R.
VACATED I.S.C. R/W
AVENUE
ADD.
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LOWER HUNTINGTON ROAD
LAKE
BRADBURY

1096

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE 2, INDIANA

45-157-2

B.O. 218-'62

Date March 21, 1963

To City Engineer

Subject Dec. 1096-1963 Vacation first alley north of Lower Huntington Rd.

Prepare Assessment Roll of Benefits $1.00 and Damages $1.00.

Paul F. Roembke
C. L. Sidle
Berkeley Ward
BOARD OF PUBLIC WORKS

ic
attach Res. & P. O. List
cc: Mayor Burns

Signed

Reply:

May 27, 1963

Assessment roll of benefits and damages completed and attached.

Edward Green
City Engineer

DEB:is
attachs.

BOARD OF PUBLIC WORKS
RECEIVED
MAY 28 1963

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

45-157-2

March 21, 1963

B.O. 218-'62

City Engineer

Dec. 1096-1963 Vacation first alley north of Lower Huntington Rd.

Prepare Assessment Roll of Benefits $1.00 and Damages $1.00.

Paul F. Roembke
C. L. Sidle
Berkeley Ward
BOARD OF PUBLIC WORKS

ic
attach Res. & P. O. List
cc: Mayor Burns

City of Fort Wayne

OFFICE OF
CITY PLAN COMMISSION

425 SOUTH CALHOUN STREET

FORT WAYNE, INDIANA

January 15, 1963

Mr. Donald Bodeker
Office Engineer
City Engineers Office

Dear Mr. Bodeker:

Re: Proposed vacation of the first alley west of Bradbury Avenue from a point 1400 feet south of the north property line of Lot 72, Elzey's Third Addition to the southerly property line of the first alley north of Lower Huntington Road. Also, the vacation of the first alley north of Lower Huntington Road from the west property line of Bradbury Avenue to the east property line of the first alley west of Bradbury Avenue.

We have no objection to the proposed vacations, since the petitioner owns Lots 72 through 75 and has agreed to the dedication of a 14-foot alley along the north edge of Lot 72 for the following reasons:

1. The vacation of this alley would permit the properties owned by the petitioner to be tied together and utilized as one tract.

2. If the petitioner dedicates and establishes an alley across the north 14 feet of Lot 72, he will be providing for the same traffic circulation and access to the rear of the properties as now exists.

3. The proposed vacation would eliminate over 100 feet of alley to be maintained by the city but yet would still serve the same function.

Sincerely,

CITY PLAN COMMISSION

William J. Jones
Planning Director

1096
1097

WJJ:mo

cc: Mayor Paul M. Burns
File

NOTICE OF IMPROVEMENT

OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, March 8, 1963

1096

To.....

.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did pass Improvement/Resolution No. Declaratory 1096-1963 providing for the Vacation of the first alley north of Lower Huntington Road from the west property line of Bradbury Avenue to the east property line of the first alley west of Bradbury Avenue.

All work to be done under aforementioned Improvement Resolution shall be in accordance with the detailed plans, profile and specifications which are now on file and may be seen in the office of the Board of Public Works.

The Board has fixed Thursday, March 21, 1963 at 3:30 pm. a date and time when they will hear and consider objections or remonstrances from all persons whose propery will be affected by the proposed improvement.

You are hereby notified that

Elzey's 3rd Addition	&	Vacated Indiana Service Corp., right of way lying west of Elzey's 3rd Add.

is subject to assessment for said proposed improvement under the Improvement Laws passed by the General Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE 2, INDIANA

45-45-8

NOTED
P.F.R.
C.L.S.
B.W.
Date

B.O. 218-'62

Date Nov. 26, 1962

To City Engineer

Subject Vacation - 1st alley north of Lower Huntington Rd. (Bradbury Ave.)

Received a petition for the vacation of the first alley north of Lower Huntington Road from the west property line of Bradbury Avenue to the east property line of the first alley west of Bradbury Avenue.

Prepare an Opinion, after conferring with all Governmental Agencies and Utilities.

Paul F. Roembke
C. L. Sidle
Berkeley Ward
BOARD OF PUBLIC WORKS

ic
attach copy of petition
cc: Mayor Burns

Signed

Reply: 1096

45-125-9

February 19, 1963

Declaratory Resolution, drawing and property ownership list completed and attached.

Confirmation of this resolution should be contingent upon approval of Declaratory Resolution 1095-1963.

Edward Green
City Engineer

DEB:ld
attachs.

BOARD OF PUBLIC WORKS
RECEIVED
FEB 20 1963

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

NOTICE OF IMPROVEMENT

OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, March 8, 1963

1096

To H. E. & M. L. Keller % Albert W. Roe
6710 Bradbury Avenue
Fort Wayne, Indiana.

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did pass Improvement/Declaratory Resolution No. 1096-1963 providing for the Vacation of the first alley north of Lower Huntington Road from the west property line of Bradbury Avenue to the east property line of the first alley west of Bradbury Avenue.

All work to be done under aforementioned Improvement Resolution shall be in accordance with the detailed plans, profile and specifications which are now on file and may be seen in the office of the Board of Public Works.

The Board has fixed Thursday, March 21, 1963 at 3:30 pm. a date and time when they will hear and consider objections or remonstrances from all persons whose propery will be affected by the proposed improvement.

You are hereby notified that

Lot 66 & S. 10' of Lot 65 Elzey's 3rd Addition

is subject to assessment for said proposed improvement under the Improvement Laws passed by the General Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

BOARD OF PUBLIC WORKS
CITY HALL
FORT WAYNE 2, INDIANA

RETURNED TO SENDER

FORT WAYNE, IND.
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1963

BOARD OF PUBLIC WORKS
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FORT WAYNE
MAR 9
1963
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DECLARATORY

~~Improvement~~ **Resolution No. 1096** (1963) **For** the vacation of the first alley north of Lower Huntington Road from the west property line of Bradbury Avenue to the east property line of the first alley west of Bradbury Avenue.

		OWNER'S NAME	ADDRESS	R. P. O.	NUMBER OF LOT	NUMBER OF BLOCK	NUMBER OF O. L.	DESCRIPTION
#	1	SHAW VIRGIL D. & KATHRYN M.	6704 Bradbury		63			Elzey's 3rd Addition
	2	Wren, Richard D. and Martha Lou	6702 Bradbury		62			"
	3	Lambert, Victor Lee and Joan Shegel	6706 Bradbury		64			"
	4	Bruck, Elmer H. and Helen M	6708 "		65 exc. S 10'			"
#	5	Keller, H. E. and M. L.	6710 Bradbury Co Albert W Rose		66 and S 10' of Lot 5			"
	6							
	7	Joker, F. H. and E M	6712 Bradbury		67			"
#	8	Hopshire, C. L. and E M	6714 Bradbury		68			"
	9	Werkel, ~~Morris~~ dec and E.	6716 Bradbury		69			"
#	10	Stockwell, F. W. and N. C	6810 Bradbury Co Donald C. Wittmer		70			"
	11	First Federal Savings & Loan Assoc	719 Court St.		71			"
	12	Chuckwood, C. J. and E. J.	c/o Marvin Creel 566 Settle Bldg.		72			"
	13	" " " E. J.	"		73			"
	14	" " " "	"		74			"
	15	" " " "	"		75			"
	16	" " " "	"					"
	17							Vacated Indiana Service Corp. Right-of-Way lying West of Elzey's 3rd Addition
	18							
	19	Mellinger, B and L M	6603 Bradbury					Vacated Indiana Service Corp. Right-of-Way lying West of Elzey's 3rd Addition
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	60	NOTICES MAILED ~~OR SERVED~~						
	61	March 8, 1963						
	62	By Beryl Rehlaus						
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	64	N. to P. O.						
	65							
			TOTAL					